Numb. 8024.

The London Gazette.

Published by Authority.

From Tuesday June 16. to Saturday June 20. 1741.

By the Lords Juſtices,

A DECLARATION,

Appointing the Diſtribution of Prizes taken by Way of Reprizal before his Majeſty's Declaration of War.

Wilmington P. *Dorſet. Devonſhire. Montagu. Holles Newcaſtle. Pembroke. Cha. Wager.*

HIS Majeſty having, on the Tenth Day of July, One thouſand ſeven hundred and thirty nine, taken into his ſerious Conſideration the many and repeated Depredations which had been committed, and the many unjuſt Seizures which had been made in the Weſt-Indies and elſewhere by Spaniſh Guarda Coſtas, and Ships acting under the Commiſſions of the King of Spain, or his Governors, contrary to the Law of Nations, and in Violation of the Treaties ſubſiſting between the Crown of Great Britain and Spain, whereby his Majeſty's trading Subjects had ſuſtained great Loſſes; and his Majeſty having determined to take ſuch Meaſures as were neceſſary for vindicating the Honour of his Crown, and for procuring Reparation and Satisfaction to his injured Subjects, was pleaſed, by and with the Advice of his Privy Council, upon the ſaid Tenth Day of July, to order, that general Reprizals ſhould be granted againſt the Ships, Goods and Subjects of the King of Spain, ſo that as well his Majeſty's Fleet and Ships, as alſo all other Ships and Veſſels that ſhould be commiſſionated by Letters of Marque or General Reprizals, or otherwiſe, by his Majeſty's Commiſſioners for executing the Office of Lord High Admiral of Great Britain, ſhould and might lawfully ſeize all Ships, Veſſels and Goods belonging to the King of Spain, or his Subjects, or others inhabiting within any the Territories of the King of Spain, and bring the ſame to Judgment in any of the Courts of Admiralty within his Majeſty's Dominions. And whereas between the Time of the Signification of his Majeſty's Pleaſure as aforeſaid, and his Majeſty's Declaration of War on the Nineteenth of October following, his Majeſty's Ships of War have ſeized and taken ſeveral Ships, Veſſels and Goods belonging to the King of Spain, or his Subjects, or others inhabiting within the Territories of the King of Spain, the Property whereof became veſted in his Majeſty. We having taken the ſame into Conſideration, together with the great Loſſes his Majeſty's Subjects have ſuſtained by the repeated Depredations of the Spaniards for many Years paſt, for which they have hitherto received no Reparation or Satisfaction: And having likewiſe conſidered the good and faithful Services of his Majeſty's Officers and Seamen, in ſeizing and taking the ſaid Spaniſh Ships and Effects, do, by and with the Advice of his Majeſty's Privy Council, hereby publiſh and declare, That the neat Produce ariſing from the Sale or Diſpoſal of all the ſaid Ships, Veſſels and Goods which have been ſo ſeized and taken, and which have been or ſhall be condemned, ſhall be divided into two Moieties or equal Parts, one Moiety whereof to be paid to and amongſt ſuch of his Majeſty's Subjects as have ſuffered by the unjuſt Seizures and Depredations of the Spaniards, and to be diſtributed in ſuch Manner and Proportions, and under ſuch Regulations as his Majeſty ſhall hereafter be pleaſed to direct and appoint; and the other Moiety to be paid to and amongſt the Officers and Sailors of his Majeſty's Ships who were concerned in the ſeizing and taking the ſaid Ships, Veſſels and Goods, and to be diſtributed and divided amongſt them in the ſame Manner and Proportions as is directed by a Proclamation of the Nineteenth of June, One thouſand ſeven hundred and forty, for the Diſtribution of Prizes taken from the Enemy, in Purſuance of an Act of Parliament made in the Thirteenth Year of his Majeſty's Reign, intitled, An Act for the more effectual ſecuring and encouraging the Trade of his Majeſty's Britiſh Subjects to America, and for the Encouragement of Seamen to enter into his Majeſty's Service. And to the End that his Majeſty's moſt gracious Intentions towards the ſaid Officers and Sailors may be effectually carried into Execution, we do hereby ſtrictly enjoin all and every Commander and Commanders of his Majeſty's Ships of War who have taken any Prize as aforeſaid, as ſoon as may be, to tranſmit or cauſe to be tranſ-

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tranſmitted to the Commiſſioners of his Majeſty's Navy, a true Liſt of the Names of all the Officers and Seamen who were actually on board his Majeſty's Ships of War under his or their Command at the taking ſuch Prize; which Liſt ſhall contain the Number of each Perſon as he ſtands upon the Ship's Book, and the Quality of his Service; and the ſame ſhall be ſubſcribed by the Captain or commanding Officer and three or more of the chief Officers on board. And we do hereby require and direct the Commiſſioners of his Majeſty's Navy, or any three or more of them, after Condemnation of ſuch Prize, to examine or cauſe to be examined, ſuch Liſt by the Muſter-Book of ſuch Ships of War, to ſee that ſuch Liſt doth agree with the ſaid Muſter-Book, as to the Names, Qualities or Ratings of the Officers and Seamen belonging to ſuch Ships of War; and upon Requeſt, forthwith to grant a Certificate of the Truth of any Liſt tranſmitted to them, to the Agents to be nominated and appointed by the Captors to take care or diſpoſe of ſuch Prize, or the Produce thereof: And alſo upon Application made to them, to give or cauſe to be given unto the Agents who ſhall at any Time or Times be appointed as aforeſaid by the Captors of ſuch Prizes taken by any of his Majeſty's Ships of War, Copies of all ſuch Liſts from the Muſter-Book of any ſuch Ships of War as the ſaid Agents ſhall find requiſite for their Direction in paying the Produce of ſuch Prizes, and to be otherwiſe aiding and aſſiſting to the ſaid Agents as ſhall be neceſſary. And we do hereby further declare and direct, That publick Notification ſhall be given by the Perſons or Agents ſo appointed of the Day appointed for the Payment of the ſeveral Shares to the Captors; after which publick Notification, if any Mens Shares ſhall remain in the Hands of the Perſons or Agents appointed as aforeſaid, and ſhall not be legally demanded within three Years, then ſuch Share or Shares ſo remaining in ſuch Perſons or Agents Hands, ſhall go to and be paid to the Uſe of Greenwich Hoſpital. And to the End that all Perſons who are or ſhall be entitled to any ſuch Share or Shares may have due Notice of the Time of Payment thereof, ſo as to make their Claims thereunto in due Time, we do hereby require, that the Perſons or Agents which ſhall be appointed to make ſuch Sales, ſhall give Notice of the Day and Place which ſhall be by them appointed for Payment of the ſeveral Shares to the Captors in the London Gazette. And to the End that the Governors of Greenwich Hoſpital may know who are the Perſons or Agents employed to receive and pay the ſeveral Shares of ſuch Perſons as were on board the Ship or Ships at the Time of taking any Prize, ſo as to demand the Shares of ſuch of the Captors who ſhall not legally make their Demand within three Years, We do hereby direct, that a true Liſt of the Names of ſuch Perſons as ſhall be ſo appointed Agents for the Purpoſes aforeſaid, ſhall be forthwith certified to the Governor or Deputy-Governor for the Time being of the ſaid Hoſpital, by his Majeſty's High Court of Admiralty, which is hereby required to take an Account of the Names of ſuch Perſons as are or ſhall be appointed Agents by the Captors.

Given at Whitehall the Eighteenth Day of June, One thouſand ſeven hundred and forty one, in the Fifteenth Year of his Majeſty's Reign.

God Save the King.

By the Lords Juſtices,

A DECLARATION,

Appointing the Diſtribution of Prizes taken ſince the Declaration of War, and before the Commencement of the Act of Parliament for granting the Prizes to the Captors.

Wilmington P. *Dorſet. Devonſhire. Montagu. Holles Newcaſtle. Pembroke. Cha. Wager.*

WHereas by an Act of Parliament made in the Thirteenth Year of his Majeſty's Reign, entituled, An Act for the more effectual ſecuring and encouraging the Trade of his Majeſty's Britiſh Subject to America, and for the Encouragement of Seamen to enter into his Majeſty's Service, it is amongſt other Things enacted, That the Flag Officers, Commanders, and other Officers, Seamen, Marines and Soldiers on board every Ship and Veſſel of War in his Majeſty's Pay, ſhall have the ſole Intereſt and Property of and in all and every Ship, Veſſel, Goods and Merchandize which they ſhall take after the fourth Day of January, in the Year of our Lord One thouſand ſeven hundred and thirty-nine in Europe, and after the twenty-fourth Day of June, in the Year of our Lord One thouſand ſeven hundred and forty in any other Part of the World, (being firſt adjudged lawful Prize in any of his Majeſty's Courts of Admiralty in Great Britain or in his Plantations in America, or elſewhere) to be divided in ſuch Proportions and after ſuch Manner as his Majeſty, his Heirs and Succeſſors ſhall think fit to order and direct by Proclamation to be iſſued for that Purpoſe. In Purſuance whereof, a Proclamation was iſſued on the nineteenth of June One thouſand ſeven hundred and forty, directing in what Manner and Proportion the ſaid Prizes ſhould be diſtributed among the Captors. And whereas between the Time of his Majeſty's Declaration of War againſt Spain, which was on the nineteenth of October One thouſand ſeven hundred and thirty-nine, and the aforementioned Fourth of January, One thouſand ſeven hundred and thirty nine, his Majeſty's Ships of War have ſeized and taken in Europe ſeveral Ships, Veſſels and Goods belonging to the Enemy; and between the ſaid nineteenth of October One thouſand ſeven hundred and thirty-nine and the ſaid twenty-fourth of June One thouſand ſeven hundred and forty, his Majeſty's Ships of War have taken divers other Ships, Veſſels and Goods of the Enemy in other Parts of the World, the Property whereof became veſted in his Majeſty; We having taken the ſame into Conſideration, together with the good and faithful Service of his Majeſty's Officers and Sailors who were concerned

cerned in ſeizing and taking the ſaid Ships and Goods; and being inclined to give all due Encouragement to ſuch their Fidelity and Valour, do, by the Advice of his Majeſty's Privy Council, hereby publiſh and declare, that the neat Produce ariſing from the Sale or Diſpoſal of all Ships, Veſſels and Goods taken from the Enemy by his Majeſty's Ships of War, between the Time of his Majeſty's ſaid Declaration of War, and the Times ſpecified in the ſaid Act of Parliament, which have been or ſhall be condemned and adjudged as lawful Prize in any of the Courts of Admiralty within his Majeſty's Dominions, be paid to and amongſt the Officers and Sailors of his Majeſty's Ships of War, who were concerned in the Seizing and Taking the ſaid Ships, Veſſels and Goods from the Enemy, and to be diſtributed and divided amongſt them, in the ſame Manner and Proportions as is directed by the aforementioned Proclamation of the Nineteenth of June, One thouſand ſeven hundred and forty. And we do hereby ſtrictly enjoyn all and every Commander and Commanders of his Majeſty's Ships of War who have taken any Prize as aforeſaid, as ſoon as may be, to tranſmit or cauſe to be tranſmitted to the Commiſſioners of his Majeſty's Navy, a true Liſt of the Names of all the Officers and Seamen who were actually on board his Majeſty's Ships of War under his or their Command at the taking ſuch Prize: Which Liſt ſhall contain the Number of each Perſon, as he ſtands upon the Ship's Book, and the Quality of his Service; and the ſame ſhall be ſubſcribed by the Captain or Commanding Officer, and three or more of the Chief Officers on board: And we do hereby require and direct the Commiſſioners of his Majeſty's Navy, or any three or more of them, after Condemnation of ſuch Prize, to examine or cauſe to be examined, ſuch Liſt by the Muſter-Book of ſuch Ships of War, to ſee that ſuch Liſt doth agree with the ſaid Muſter-Book as to the Names, Qualities or Ratings of the Officers and Seamen belonging to ſuch Ships of War, and upon Requeſt forthwith to grant a Certificate of the Truth of any Liſt tranſmitted to them to the Agents to be nominated and appointed by the Captors to take care or diſpoſe of ſuch Prize, or the Produce thereof: And alſo upon Application made to them, to give or cauſe to be given unto the Agents who ſhall at any Time or Times be appointed as aforeſaid by the Captors of ſuch Prizes taken by any of his Majeſty's Ships of War, Copies of all ſuch Liſts from the Muſter Book of any ſuch Ships of War as the ſaid Agents ſhall find requiſite for their Direction in paying the Produce of ſuch Prizes, and to be otherwiſe aiding and aſſiſting to the ſaid Agents as ſhall be neceſſary. And we do hereby further declare and direct, that publick Notification ſhall be given by the Perſons or Agents ſo appointed, of the Day appointed for the Payment of the ſeveral Shares to the Captors, after which publick Notification, if any Mens Shares ſhall remain in the Hands of the Perſons or Agents appointed as aforeſaid, and ſhall not be legally demanded within three Years, then ſuch Share or Shares ſo remaining in ſuch Perſons or Agents Hands, ſhall go to and be paid to the Uſe of Greenwich Hoſpital. And to the End that all Perſons who are or ſhall be entitled to any ſuch Share or Shares may have due Notice of the Time of Payment thereof, ſo as to make their Claims thereunto in due Time, we do hereby require, that the Perſons or Agents which ſhall be appointed to make ſuch Sales, ſhall give Notice of the Day and Place which ſhall be by them appointed for Payment of the ſeveral Shares to the Captors in the London Gazette. And to the End that the Governors of Greenwich Hoſpital may know who are the Perſons or Agents employed to receive and pay the ſeveral Shares of ſuch Perſons as were on board the Ship or Ships at the Time of taking any Prize, ſo as to demand the Shares of ſuch of the Captors who ſhall not legally make their Demand within three Years, we do hereby direct, that a true Liſt of the Names of ſuch Perſons as ſhall be ſo appointed Agents for the Purpoſes aforeſaid, ſhall be forthwith certified to the Governor or Deputy-Governor for the Time being of the ſaid Hoſpital, by his Majeſty's High Court of Admiralty, which is hereby required to take an Account of the Names of ſuch Perſons as are or ſhall be appointed Agents by the Captors.

Given at Whitehall the Eighteenth Day of June, One thouſand ſeven hundred and forty One, in the Fifteenth Year of his Majeſty's Reign.

God ſave the King.

AT the Council Chamber, *Whitehall*, the 18th of *June*, 1741.

PRESENT,

Their Excellencies the Lords Juſtices in Council.

Their Excellencies the Lords Juſtices in Council were this Day pleaſed to order the Right Honourable the Lord High Chancellor to iſſue Writs for proroguing the Parliament, which was appointed to meet on Thurſday the 25th of this Inſtant, to Thurſday the Sixth Day of Auguſt next. And alſo for proroguing the Convocations of Canterbury and York, which were appointed to meet on Friday the 3d of July next, to Friday the 7th of the ſaid Month of Auguſt.

Members returned for the enſuing Parliament.

County of Wilts, Sir Robert Long, Bart. Edward Popham, Eſq;.

City of New Sarum, Sir Jacob Bouverie, Bart. Sir Edward Seymour, Bart.

Marlborough, Sir John Hinde Cotton, Bart. John Crawly, Eſq;.

Devizes, Francis Eyles, Eſq; John Garth, Eſq;.

Old Sarum, William Pitt, Eſq; George Lyttelton, Eſq;.

Calne, Walter Hungerford, Eſq; William Elliot, Eſq;.

Ludgarſhall, Charles Selwyn, Eſq; Thomas Hayward, Eſq;.

Wootton Baſſet, John Harvey Thursby, of Abington in the County of Northampton, Eſq;